IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 1133 of 2005

M/s Varun Enmterprises ... Appellants

V/s

Mr.Abdul Hamid Hussain Miya Mullah and Anr..Respondents

Mr.Akhilesh Dube i/b M.Tripathi & Co. for Appellant

Mr.S.D.Khor for Respodnent no.1

CORAM:S.R.SATHE,J.

DATED:24th Aug. 2007

P.C.:-

1. Heard both the learned Advocates.

2. As plaintiff's application for temporary injunction was rejected by the court of Civil Judge, S.D., Panvel, he filed the present A.O.. On 17-3-2006 this Court (Coram:A.M.Khanwilkar,J) gave direction for issuance of notice for final disposal and further directed that status quo with regard to the suit property be maintained till then. The said status quo order was extended from time to time and is in operation as on today.

3. In view of the same, both the learned Advocates submitted that A.O. be disposed of with direction that

parties shall maintain the status quo granted earlier till the disposal of the suit.

4. Hence I pass the following order :

i) The status quo granted on 7-3-2006 is to continue till the disposal of Special Civil Suit NO.75 of 2005. The trial Court is directed to dispose of the suit on merits according to law within 8 months from receipt of this order..

ii) Parties to appear before the trial Court on 10-9-2007.

5. A.O. is disposed of accordingly.

(S.R.SATHE,J.)